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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 MARK C. FAUROT, II

11 Plaintiff,

No. CIV S-05-0341 LKK KJM P

12 vs.

13 TERHUNE, et al.,

14 Defendants.

ORDER

15 _____/
16 On December 27, 2005, plaintiff filed a request for reconsideration of the
17 magistrate judge's order filed December 8, 2005 dismissing plaintiff's complaint with leave to
18 amend. Pursuant to E.D. Local Rule 72-303(f), a magistrate judge's orders shall be upheld
19 unless "clearly erroneous or contrary to law." Upon review of the entire file, the court finds that
20 it does not appear that the magistrate judge's ruling was clearly erroneous or contrary to law.

21 Therefore, IT IS HEREBY ORDERED that:

22 1. Upon reconsideration, the order of the magistrate judge filed December 8,
23 2005, is affirmed;


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1 2. Plaintiff is granted thirty days from the date of this order to file an amended
2 complaint as directed by the magistrate judge on December 8, 2005.

3 DATED: September 11, 2006.
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7 LAWRENCE K. KARLTON
8 SENIOR JUDGE
9 UNITED STATES DISTRICT COURT
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